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PATENT  
Attorney Docket No.: 02307O-090740US  
Client Ref. No.: 99-048-3  
Customer No.: 20350

On January 15, 2004

TOWNSEND and TOWNSEND and CREW LLP

By: Jay M. Marshall

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

FISCHER and MIZUKAMI

Application No.: 10/623,477

Filed: July 18, 2003

For: METHODS FOR ALTERING  
ORGAN MASS, CONTROLLING  
FERTILITY AND ENHANCING  
ASEXUAL REPRODUCTION IN  
PLANTS

Customer No.: 20350

Confirmation No. 4550

Examiner: Not yet assigned

Art Unit: 1638

COMMUNICATION UNDER

37 C.F.R. §§ 1.821-1.825

AND

PRELIMINARY AMENDMENT

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Sir:

In response to the request to comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures, 37 C.F.R. §§ 1.821-1.825, that accompanied the Notice to File Missing Parts of Nonprovisional Application mailed October 31, 2003, Applicants submit that the computer-readable form in the instant application is identical with the Sequence Listing filed in Application No. 09/479,855, filed July 9, 2001. In accordance with 37 C.F.R. § 1.821(e), please use the last-filed computer-readable form filed in

Appl. No. 10/623,477

PATENT

Amdt. dated December 3, 2003

Reply to Notice to File Missing Parts of October 31, 2003

Application No. 09/479,855 as the computer-readable form for the instant application. A paper copy of the Sequence Listing from Application No. 09/479,855 is submitted herewith. The information in the paper copy of the Sequence Listing is identical to that which is in the computer readable form submitted on July 9, 2001, as required under 37 C.F.R. § 1.821(f).

It is understood that the Patent and Trademark Office will make the necessary changes in application number and filing date for the computer-readable form that will be used for the instant application.

Please amend the specification in adherence with 37 C.F.R. §§ 1.821-1.825 as follows.

**Amendments to the Specification** begin on page 3 of this paper.

**Remarks** begin on page 4 of this paper.